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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Chen et al.

Serial No.: 10/701,939

Filed: November 4, 2003

For: CONTROLLED RELEASE DEPOT
FORMULATIONS

Confirmation No.: 5013

Examiner: Unknown

Group Art Unit: 1615

Attorney Docket No.: ALZ5045R1
(3139-6269US)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 23, 2004
Date

Doreen Neumann
Signature

Doreen Neumann
Name (Type/Print)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 or PTO/SB/08 be considered by the Examiner and made of record. Copies of U.S. patents are not being submitted pursuant to M.P.E.P. 609 III A(2). Copies of foreign patent documents and non-patent literature are enclosed pursuant to 37 C.F.R. § 1.98(a)(2).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

U.S. Patent Documents

<u>U.S. Patent No.</u>	<u>Publication Date</u>	<u>Patentee</u>
US - 4,443,340	04/17/1984	May et al.
US - 4,938,763	07/03/1990	Dunn et al.
US - 5,468,253	11/21/1995	Bezwada et al.
US - 5,639,851	06/17/1997	Bezwada et al.
US - 5,713,920	02/03/1998	Bezwada et al.
US - 5,714,551	02/03/1998	Bezwada et al.
US - 5,868,788	02/09/1999	Bezwada et al.
US - 6,113,624	09/05/2000	Bezwada et al.

Foreign Patent Documents

<u>Document No.</u>	<u>Publication Date</u>	<u>Patentee</u>
WO 93/24150 A	12/09/1993	Hutchinson
WO 95/13799 A	05/26/1995	Ramstack et al.
WO 00/74650 A	12/14/2000	Brodbeck et al.
WO 02/38185 A	05/16/2002	Dunn et al.
WO 02/067991 A	09/06/2002	Cleland et al.
WO 03/041684 A	05/22/2003	Chen et al.
WO 03/041685 A	05/22/2003	Chen et al.
WO 03/041757 A	05/22/2003	Chen et al.
WO 04/000269 A	12/31/2003	Chen et al.
WO 04/011054 A	02/05/2004	Chen et al.

Other Documents

RAVIVARAPU, et al., "Polymer and microsphere blending to alter the release of a peptide from PLGA microspheres," European Journal of Pharmaceutics and Biopharmaceutics, Elsevier Science Publishers B.V., Amsterdam, NL, Vol. 50, No. 2, Sept. 2000.
International Search Report dated 18 May 2004 (9 pages).

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Supplemental Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits.

Respectfully submitted,



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Date: September 23, 2004

ERC/dlm:dn

Enclosures: Form PTO-1449 or PTO/SB/08
Copy of non-US documents cited

Document in ProLaw

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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Complete if Known

Application Number	10/701,939
Filing Date	November 4, 2003
First Named Inventor	Chen et al.
Group Art Unit	1615
Examiner Name	Unknown
Attorney Docket Number	ALZ5045R1 (3139-6269US)

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ² - Number ⁴ - Kind Code ³ (if known)				
		WO 93/24150 A	12/09/1993	Hutchinson		
		WO 95/13799 A	05/26/1995	Ramstack et al.		
		WO 00/74650 A	12/14/2000	Brodbeck et al.		
		WO 02/38185 A	05/16/2002	Dunn et al.		
		WO 02/067991 A	09/06/2002	Cleland et al.		
		WO 03/041684 A	05/22/2003	Chen et al.		
		WO 03/041685 A	05/22/2003	Chen et al.		
		WO 03/041757 A	05/22/2003	Chen et al.		
		WO 04/000269 A	12/31/2003	Chen et al.		
		WO 04/011054 A	02/05/2004	Chen et al.		

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
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				Attorney Docket Number	AI 75045R1 (3139-6269IJS)
Sheet	2	of	2		

[illegible]

Examiner Signature		Date Considered	
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